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12 Attorneys for Plaintiff
13 The Bank of New York Mellon,
14 f/k/a the Bank of New York, as
15 Successor Trustee for the Benefit
16 of Holders of Bear Stearns Asset-
17 backed Securities I, LLC, Bear
18 Stearns Alt-A Trust 2006-1, Mortgage
19 Pass-through Certificates, Series 2006-1

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

15 THE BANK OF NEW YORK MELLON,
16 F/K/A THE BANK OF NEW YORK, AS
17 SUCCESSOR TRUSTEE FOR THE
18 BENEFIT OF HOLDERS OF BEAR
19 STEARN'S ASSET BACKED
20 SECURITIES I, LLC, BEAR STEARN'S
21 ALT-A TRUST 2006-1, MORTGAGE
22 PASS-THROUGH CERTIFICATES,
23 SERIES 2006-1,

24 Plaintiff,

25 vs.

26 SIENA LANE TRUST, a Nevada trust;
27 SIENA TOWNHOMES OWNER'S
ASSOCIATION, a Nevada non-profit
corporation; LAS VEGAS
DEVELOPMENT LLC SERIES 701, a
Nevada limited liability company,

Defendants.

CASE NO. 2:16-cv-02770-JAD-CWH

**JOINT MOTION FOR DISCLAIMER OF
INTEREST BY, AND DISMISSAL OF,
LAS VEGAS DEVELOPMENT LLC
SERIES 701 AND ORDER**

ECF No. 36

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Pursuant to Fed. R. Civ. P. 41(a), Plaintiff The Bank of New York Mellon, f/k/a the Bank of New York, as Successor Trustee for the Benefit of Holders of Bear Stearns Asset-backed Securities I, LLC, Bear Stearns Alt-A Trust 2006-1, Mortgage Pass-through Certificates, Series 2006-1 (“BNY”) and Defendant Las Vegas Development LLC Series 701 (“LVD”), by and through their respective counsel of record, stipulate and agree as follows:

- 1 7. 1. On December 2, 2016, BNY filed its Complaint in this action naming LVD as a defendant.
- 2 9. 2. On February 17, 2017, LVD filed a Disclaimer of Interest.
- 3 11. 3. BNY hereby agrees to voluntarily dismiss LVD.
- 4 13. 4. LVD no longer claims any interest, and explicitly disclaims any interest, in and to the certain real property commonly known as 869 Siena Lane, Mesquite, Nevada 89027; APN: 001-18-512-015.
- 5 15. 5. BNY and LVD shall each bear their own attorneys' fees and costs, if any, incurred in this matter.

Dated this 3rd day of January, 2019.

SMITH LARSEN & WIXOM

/s/ Chet A. Glover

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Dated this 3rd day of January, 2019.

ROGER P. CROTEAU & ASSOCIATES, LTD.

/s/ Timothy E. Rhoda

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Attorneys for LVD

ORDER

Based on the unopposed joint motion by plaintiff and defendant Las Vegas Development LLC Series 701 [ECF No. 36] and good cause appearing, IT IS HEREBY ORDERED the motion [ECF No. 36] is GRANTED; ALL CLAIMS AGAINST DEFENDANT LAS VEGAS DEVELOPMENT LLC SERIES 701 ARE DISMISSED, each party to bear its own fees and costs.